

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

JOSEPH WELCH, On Behalf of Himself and All,  
Others Similarly Situated,

Plaintiff,

-against-

TD AMERITRADE HOLDING CORPORATION,  
TD AMERITRADE, INC., TD BANK USA, N.A. and  
THE TORONTO-DOMINION BANK,

Defendants.

**07 CIV 6904 (RJS)**

**ECF CASE  
ELECTRONICALLY FILED**

**SUPPLEMENTAL DECLARATION OF MATTHEW D. STRATTON IN SUPPORT OF  
DEFENDANTS' MOTION TO DISMISS**

MATTHEW D. STRATTON, pursuant to 28 U.S.C. § 1746 declares as follows:

I am a member of the Bar of this Court and an associate at the law firm of Morgan, Lewis & Bockius LLP, counsel for Defendants TD AMERITRADE Holding Corporation, TD AMERITRADE, Inc., TD Bank USA, N.A., and The Toronto-Dominion Bank.

I submit this declaration to place before the Court true and correct copies of the following documents:

- O. Joseph Welch's TD Waterhouse IRA Account Application. Statements for this account are attached as Exhibit N to the Declaration of Matthew D. Stratton dated January 7, 2008.
- P. U.S. Securities and Exchange Commission, Tips for Teaching Students About Saving and Investing, available at <http://www.sec.gov/investor/students/tips.htm> (last modified Sept. 14, 2005).

I declare under penalty of perjury that the foregoing is true and correct.

Executed: April 7, 2008  
New York, New York

A handwritten signature in black ink, appearing to read 'M. D. Stratton', is written over a horizontal line.

**MATTHEW D. STRATTON**